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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91212062
Party	Plaintiff Electric Visual Evolution, LLC
Correspondence Address	ERIK M PELTON ERIK M PELTON & ASSOCIATES PLLC PO BOX 100637 ARLINGTON, VA 22210 UNITED STATES trademarks@electricvisual.com
Submission	Motion to Consolidate
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Date	04/15/2014
Attachments	2014-04-15 ELECTRIC FAMILY - Motion to Consolidate - FINAL.pdf(26016 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

ELECTRIC VISUAL EVOLUTION, LLC  
Opposer,

v.

Electric Family LLC,  
Applicant.


Opposition No. 91212062  
91215532

Application Serial Nos. 85706385  
86055940

**CONSENTED MOTION TO CONSOLIDATE PROCEEDINGS  
AND EXTEND DOCKET DEADLINES**

COMES NOW the Opposer, ELECTRIC VISUAL EVOLUTION, LLC (“Opposer”), by Counsel, and with consent from Applicant moves this Board to consolidate this action, Opposition No. 91212062, with Opposition No. 81215532, pursuant to TBMP Sect. 511 and Fed R. Civ. P. 42(a). In support of this Motion, Applicant alleges the following:

1. Opposition proceeding No. 91212062 was filed by Opposer ELECTRIC VISUAL EVOLUTION, LLC against Applicant Electric Family alleging a likelihood of confusion

concerning the applied-for mark ELECTRIC FAMILY & Design (  ) for use in connection with “bracelets” in Class 14, Application Serial No. 85706385.

2. Opposition proceeding No. 81215532 was filed by Opposer ELECTRIC VISUAL EVOLUTION, LLC against Applicant Electric Family, LLC. alleging a likelihood of confusion

concerning the applied-for Design Mark (  ) for use in connection with “Hats; Pants; T-shirts” in Class 25, Application Serial No. 86055940.

3. Opposition proceeding Nos. 91212062 and 91215532 involve the identical parties.
4. Opposition proceeding Nos. 91212062 and 91215532 involve shared and/or overlapping issues.
5. The parties in Opposition proceeding Nos. 91212062 and 91215532 are represented by the same counsel.
6. Counsel for Applicant consented to this motion by email on April 14, 2014.
7. The parties have already conducted the discovery conference and some discovery in Opposition 91212062.
8. The parties have consented to use the trial schedule for Opposition 91212062 in the consolidated proceeding, with an extension of the close of discovery and all subsequent dates by 60 days.
9. The consented extension would provide for the following docket deadlines:

Discovery Closes	6/22/2014
Plaintiff's Pretrial Disclosures	8/6/2014
Plaintiff's 30-day Trial Period Ends	7/22/2014
Defendant's Pretrial Disclosures	9/20/2014
Defendant's 30-day Trial Period Ends	11/19/2014
Plaintiff's Rebuttal Disclosures	12/4/2014
Plaintiff's 15-day Rebuttal Period Ends	01/03/2015

WHEREFORE, the parties respectfully requests that this Motion be granted to consolidated the proceedings with Opposition No. 91212062 as the “Parent” proceeding using the extended docket detailed herein.

Dated this 15th day of April, 2014.

Respectfully Submitted,



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Attorney for Opposer

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of CONSENTED MOTION TO CONSOLIDATE PROCEEDINGS AND EXTEND DOCKET DEADLINES has been served on the following by delivering said copy on April 15, 2014, via First Class Mail, to counsel for Applicant at the following address:

MATTHEW H SWYERS  
THE TRADEMARK COMPANY PLLC  
344 MAPLE AVENUE WEST, SUITE 151  
VIENNA, VA 22180

By:   
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Erik M. Pelton, Esq.